


IN THE MIDDLE DISTRICT OF PENNSYLVANIA
UNITED STATES DISTRICT COURT

FILED
HARRISBURG, PA

APR - 9 2008

MARY E. D'ANDREA, CLERK
Per 

RE: U.S. VS. SIMMONS
1:00-CR-050-02 Deputy Clerk

AFFIDAVIT OF TRUTH AND FACTS

I Declare under the penalty of perjury that the following statements are true and correct, not meaning to deceive nor mislead.


I, Kenneth O. Simmons Jr. declare that I have never been charged, indicted, nor convicted of possession, or conspiracy to distribute in excess of 1.5 Kilograms, or in excess of 40 Kilograms of crack cocaine.

I, Kenneth O. Simmons Jr. declare that U.S. Probation department addendum is incorrect and without proof, that I was convicted of in excess of 40 Kilo's of crack cocaine, and without proof that Amendment 706 does not apply.

I, Kenneth O. Simmons Jr., disagree and do not approve of the work and assistance of Esquire Thomas A. Thronton (Public Defender)

I, Kenneth O. Simmons Jr. Disagrees with the United States Attorney's Office change of mind and attempt to revise its response due to the addendum of the U.S. Probation department.

I, Kenneth O. Simmons Jr. Declare that amendment 706 applies and demands a hearing in regards to the determination of sentencing and to settle any disputes and challenges, by stating the facts for the record.


Kenneth O. Simmons Jr.

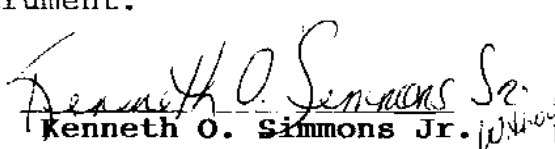
State Of Pennsylvania .

Cambria County .
.

JURAT

Subscribed and sworn to Before me this 26 ^{March} day of 2008 A.D.
Kenneth O. Simmons Jr. personally known to me or upon appearance to be the
man whose name subscribed to the within Instrument.


Notary


Kenneth O. Simmons Jr.

Commission Expires

12/5/2011

COMMONWEALTH OF PENNSYLVANIA

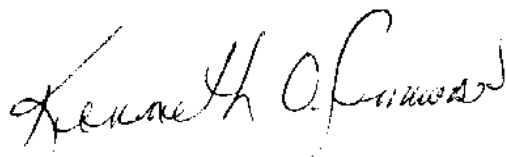
Notarial Seal

Kenneth R. Hite, Notary Public

Clearfield Twp., Cambria County

My Commission Expires Dec. 5, 2011

Member, Pennsylvania Association of Notaries



Kenneth D. Simmons Jr.
#0983-067
Federal Correctional Institutions
P.O. Box 1000
Loretto Pa [15940]



Clack of the Court
United States District Court House
Federal Building
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Log Mail

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